

SENATE BILL 3857

By Kyle

AN ACT to amend Tennessee Code Annotated, Section 8-30-306, relative to veteran's preference points.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-30-306, is amended by deleting the existing language in the section in its entirety and by substituting instead the following language:

(a)

(1) Any person who has been honorably discharged from the army, navy, air force, marine corps or coast guard and who served in the armed forces of the United States during a period of a war or presidential declaration necessitating mobilization of members of the armed forces shall have five (5) points added to such person's earned ratings in examination for entrance to the career service.

(2) If such veteran is disabled as a result of such military service, such veteran shall have ten (10) points added to such veteran's rating.

(3) The spouse or surviving spouse of any one hundred percent (100%) service-connected disabled veteran whose disability resulted from such military service or the surviving spouse of any veteran who died in the line of duty during such military service shall have ten (10) points added to such person's rating; provided, that such surviving spouse shall not have remarried since the death of such person's veteran spouse.

(4) Any person who has been honorably discharged from the army, navy, air force, marine corps or coast guard and who served in the armed forces of the United States whose disability resulted from military service during a period other than a period of war or presidential declaration necessitating mobilization of

members of the armed forces shall have five (5) points added to such veteran's rating.

(5) The spouse or surviving spouse of any permanently and totally disabled veteran whose disability resulted from military service or veteran who died in the line of duty during a period other than a period of war or presidential declaration necessitating mobilization of members of the armed forces shall have five (5) points added to such spouse or surviving spouse's rating; provided, that such surviving spouse shall have not remarried since the death of the veteran.

(6) An applicant may only receive one category of preference as described herein.

(b) In entering upon appointment registers the names of preference claimants entitled to additional points, they will take the place to which their ratings entitled them on the appointment register with nonveterans, that is, the earned ratings augmented by the points to which they are entitled, and will be certified when their ratings are reached. The name of a veteran, with the augmented rating, will be entered ahead of the name of a nonveteran when their ratings are the same.

(c)

(1) The preference points in this section shall apply to any member of the reserve components as defined in 10 U.S.C. § 10101 who performs active federal service in the armed forces of the United States during the periods specified in subsection (a).

(2) The provisions of subdivisions (a)(3) and (5) relative to a spouse or surviving spouse of a disabled veteran shall also apply to a spouse or surviving spouse of any member of the reserve components as provided in subdivision (c)(1).

SECTION 2. This act shall take effect on July 1, 2010, the public welfare requiring it.